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OFFICE OF PETITIONS

In re Application of :
David D. Huo :
Application No. 10/608,445 :
Filed: June 30, 2003 :
Attorney Docket No. 29250-000763/US :

ON PETITION

This is a decision on the papers styled, "Petition Under 37 CFR 1.53(e) To Maintain Original Filing Date" filed May 18, 2004, requesting that the above-identified application be accorded a filing date of June 30, 2003, including one (1) sheet of drawings.

The application was submitted on June 30, 2003. However, on April 12, 2004, the Office of Initial Patent Examination (OIPE) mailed a "Notice Of Incomplete Nonprovisional Application" that stated the application had not been accorded a filing date, and that the application was deposited without drawings.

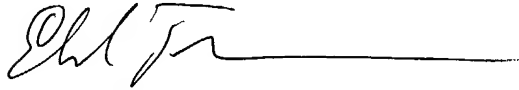
In response, on May 18, 2004, the present petition was filed wherein petitioner argues that one (1) sheet of drawings was filed on June 30, 2003. The papers were accompanied by a copy of applicant's postcard receipt that acknowledges receipt of one (1) sheet of drawings on June 30, 2003. A review of the application file indicates the presence of zero (0) sheets of drawings. It is assumed that missing sheet of drawings was misplaced by the Office.

In view of the above, the petition is granted.

The \$130.00 petition fee has not been charged.

This application will be returned to OIPE for further processing with a filing date of June 30, 2003, using the one (1) sheet of drawings, supplied on May 18, 2004.

Telephone inquiries concerning this matter may be directed to the undersigned at (703) 306-9200.

A handwritten signature in cursive script, appearing to read 'E. J. Tannouse', followed by a horizontal line.

Edward J. Tannouse
Petitions Attorney
Office of Petitions
United States Patent and Trademark Office